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**JUN 18 2004**

**OFFICE OF PETITIONS**

In re Application of :  
Cole, et al. :  
Application No. 10/667,831 : DECISION ON PETITION  
Filed: September 22, 2003 :  
Attorney Docket No. FO01-P03 :

This is a decision on the paper titled "PETITION TO ACCEPT DRAWING AND ACCORD FILING DATE", filed April 15, 2004 (Certificate of Mailing dated April 12, 2004), which is being treated as a petition under 37 CFR 1.53 to accord the above identified application a filing date of September 22, 2003, with Figure 5 of the drawings as a part of the original disclosure.

The petition is **GRANTED**.

Application papers in the above-identified application were filed on September 22, 2003. However, on March 10, 2004, the Initial Patent Examination Division mailed applicant a "Notice of Omitted Item(s) in a Nonprovisional Application." Applicants were notified that the application papers had been accorded a filing date; however, Figure 5 of the drawings described in the specification appeared to have been omitted.

In response, applicants filed the instant petition on April 15, 2004. Accompanying the petition was Figure 5 of the drawings. Applicants maintain that the application as originally filed included Figure 5 of the drawings. In support thereof, applicants submitted a postcard receipt identifying this application, itemizing "Drawings: 20 sheets" as enclosed, bearing a United States Patent and Trademark Office date-stamp of September 22, 2003, and lacking any notation of non receipt of any item listed.

A postcard receipt which itemizes and properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the Office of all items listed thereon on the date stamped thereon by the Office. See MPEP 503.

Given the basis for granting this petition, the petition fee of \$130 will be refunded to petitioner under separate cover.

The application is being forwarded to the Office of Initial Patent Examination (OIPE) for further processing with a filing date of September 22, 2003, using the application papers received in the Office on that date and Figure 5 of the drawings as resupplied on petition filed April 15, 2003.

Telephone inquiries related to this decision should be directed to Petitions Attorney Cliff Congo at 703-305-0272.

A handwritten signature in cursive script, appearing to read "Charles Pearson" followed by a flourish.

Charles Pearson  
Director  
Office of Petitions

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

Date of Deposit: April 12, 2004

Typed Name of Person Mailing Paper or Fee: John S. Reid

Signature: John S. Reid

PATENT APPLICATION

DOCKET NO. FO01-P03

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTORS: Stephen P. COLE et al.

CONFIRMATION NO. 1005

SERIAL NO.: 10/667,831

GROUP ART UNIT: n/a

FILING DATE: September 22, 2003

EXAMINER: n/a

TITLE: METHOD OF OBTAINING PORE PRESSURE AND FLUID SATURATION CHANGES IN SUBTERRANEAN RESERVOIRS BY FORWARD MODELING

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PETITION TO ACCEPT DRAWING AND ACCORD FILING DATE

SIR OR MADAM:

This Petition is in response to the March 10, 2004 "Notice Of Omitted Items In A Non-Provisional Patent Application".

Adjustment date: 06/16/2004 AKELLEY  
04/19/2004 AWONDAF1 00000070 10667831  
01 FC:1460 -130.00 OP

Petition

The Applicants hereby petition the Commissioner accept the attached copy of Figure 5 of application serial number 10/667,831, and accord the application the original filing date of September 22, 2003. The Applicants' reasons in support of this petition are as follows:

04/19/2004 AWONDAF1 00000070 10667831  
01 FC:1460 130.00 OP

S/N: 10/001,297  
Case 10011080-1  
Amendment "B"

Refund Ref:  
06/16/2004 AKELLEY 0000136918

CHECK Refund Total: \$130.00

1 September 22, 2003. Timely and favorable consideration of this Petition is respectfully  
2 requested.

3  
4 Respectfully submitted,

5 Stephen P. COLE et al.

6 Date: April 12, 2004

7 By John S. Reid  
8 John S. Reid  
9 Attorney and agent for Applicant  
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S/N: 10/001,297  
Case 10011080-1  
Amendment "B"